| OIPE | | Application No. | 10/655,152 |
|--|---|----------------------|-------------------------------|
| | | Filing Date | September 3, 2003 |
| MAR 2 2 2004 TRANSMITTAL FORM | | First Named Inventor | Nicholas S. Waylett |
| | | Examiner Name | Not yet assigned |
| FORM Total Number of Pages in This Submission 5 | | Group Art Unit | 2661 |
| Total Number of Pages in This Submission | 5 | Attorney Docket No. | A-71121-1/MSS (467282-319) |

| | | | ENCLOSURES | (che | ck all th | at apply) |
|--|---|-------------------------|---|---------------------------|--------------------|---|
| Fee T | ransmittal Form | | Assignment Papers (for an Application) | | | After Allowance Communication to Group |
| Fee / | Attached | | Drawing(s) | | | Appeal Communication to Board of Appeals and Interferences |
| Ame | idment / Reply | | Licensing-related Pa | pers | | Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| After | Final | | Petition | | | Proprietary Information |
| Affida | vits/declaration(s) | | Petition to Convert to Provisional Application | | | Status Letter |
| Exter | sion of Time Request | | Power of Attorney, Revocation Change Correspondence Add | | \boxtimes | Other Enclosure(s) (please identify below): |
| Expr | ess Abandonment Request | | Terminal Disclaimer | | | Form PTO/SB/08A-B (2 pgs.); and self-addressed stamped Postcard. |
| Inform (2 pg | nation Disclosure Statement s.) | | Request for Refund | | | |
| | ied Copy of Priority ment(s) | | CD, No. of CD(s) | | | |
| Response to Missing Parts/ Incomplete Application | | | arks | | | |
| Response to Missing Parts under 37 CFR 1.52 or 1.53 | | | | | | |
| | SIGNATURE | OF A | APPLICANT, ATTO | RNEY, C | R AG | ENT |
| Firm or Individual name | Maria S. Swiatek, Esc DORSEY & WHITNE 4 Embarcadero Cente San Francisco, CA 94 Telephone: 650-494 | Y LLP er, Sui 111 | te 3400 | Custo | omer | Number 32940 |
| Signature Man Am 6 | | | | | | |
| Date March 19 , 2004 | | | <u> </u> | | | |
| CERTIFICATE OF MAILING | | | | | | |
| I hereby certify tha class mail in an en | this correspondence is being develope addressed to Commission | posited er for f | d with the United States F Patents, P.O. Box 1450, A | Postal Serv Alexandria | ice with VA 223 | Sufficient postage as first 113-1450 on this date: |
| Typed or printed | name Kari Bateman | | | | | |
| Signature | Fax Dat | in | | | Date | March / 9, 2004 |



Attorney Docket No. A-71121-1/MSS/ Dorsey File No. 467282-319

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WAYLETT et al.

U.S. Serial No.: 10/655,152

Filing Date: September 3, 2003

For: Communication System Having a Community Wireless Local Area Network for Voice and High Speed Data Communication Examiner:

Not yet assigned

Art Unit:

2661

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on March 19, 2004

Signed

ari Bateman

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/08A-B.

Further, this application is a continuation of the following related pending U.S. Application - Serial No. 10/342,591, filed January 14, 2003. Applicant wishes to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/08A-B. Since these references were previously disclosed in the above-mentioned application, in accordance with 37 C.F.R. § 1.98(d), no copies of these references are enclosed.

None of the foregoing references is believed to disclose the invention as claimed.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the

U.S. Serial No.:

10/655,152

Filing Date:

September 3, 2003

reference constitutes prior art against the invention claimed in the above-identified application.

Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no fee is believed to be due, if this belief is in error the Commissioner is authorized to charge any additional fees, including extension fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 467282-319 [A-71121-1/MSS]).

Please direct any calls in connection with this application to the undersigned at (650) 494-8700.

Respectfully submitted,

DORSEY & WHITNEY LLP

Dated: March

March /7, 2004

Intellectual Property Department

Dorsey & Whitney LLP

BY:

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Attachments:

Form PTO/SB/8A-B (2 pgs.)

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Substitute for form 1449A/PTO & TRADEM (Modified)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Sheet

| Complete if Known | | | | |
|------------------------|---------------------|--|--|--|
| Application Number | 10/655,152 | | | |
| Filing Date | September 3, 2003 | | | |
| First Named Inventor | Nicholas S. WAYLETT | | | |
| Art Unit | 2661 | | | |
| Examiner Name | Not yet assigned | | | |
| Attorney Docket Number | A-71121-1/MSS/%*/ | | | |

| | U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|-----------------------|---|--------------------------------|--|--|--|
| Examiner Initials* | Cite No.1 | U.S. Patent Document Number-Kind Code ² (<i>if known</i>) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | |
| | A1 | 5,907,544 | 05-25-1999 | Rypinski | | |
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| Examiner Signature | Date Considered | |
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Applicant's unique citation designation number (optional).

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| Substitute for form 1449 FO DE WAR | | Complete if Known | | | |
|------------------------------------|---|----------------------|---------------------|------------------------|-------------------|
| Substitute for form 1449 At 136.00 | | | | Application Number | 10/655,152 |
| INFORMATION DISCLOSURE | | | | Filing Date | September 3, 2003 |
| STATEMENT BY APPLICANT | | First Named Inventor | Nicholas S. WAYLETT | | |
| | | | | Group Art Unit | 2661 |
| (use as many sheets as necessary) | | Examiner Name | Not yet assigned | | |
| Sheet | 2 | of | 2 | Attorney Docket Number | A-71121-1/MSS. 😕 |

| | NON PATENT LITERATURE DOCUMENTS | | | | | |
|--------------------|---------------------------------|---|---|--|--|--|
| Examiner Initials* | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | |
| | C1 | Local and Metropolitan Area Networks, IEEE Standard for Wireless LAN Medium Access Control (MAC) and Physical Layer (PHY) specifications, <i>IEE Std.</i> , 802.11-1997, pp. 34-59 and pp. 123-128. | | | | |
| | C2 | Halls, G.A., "HiperLAN: The High Performance Radio Local Area Network Standard", <i>Elec. & Comm. Eng. Journal</i> , December 1994, pp. 289-296. | | | | |
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.